

REMARKS/ARGUMENTS

Claims 1-12 and 15 remain pending in the Application. Claim 9 is amended herein. No new matter is added as a result of the Claim amendments.

35 U.S.C. § 112 Rejections

Claims 9-12 and 15 are rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to distinctly claim the subject matter. Claim 9 is amended herein to distinctly claim the subject matter. Accordingly, the Applicants respectfully submit that the rejection of Claims 9-12 and 15 is overcome.

35 U.S.C. § 103 Rejections

Claims 1-12 and 15 are rejected under 35 U.S.C. § 103 (a) as being unpatentable over Mogul et al (U.S. Patent No. 6,234,761), hereinafter referred to as "Mogul," in view of Abbott et al. (U.S. Patent No. 6,314,463), hereinafter referred to as "Abbott." With reference to Claim 3, the Applicants respectfully submit that Mogul, does not teach or suggest storing each content file in a full content format and an adapted content format, which is less resource-intensive, and an adaptive load control system which modifies an access request address to access the adapted content format when a server is in an overload condition as recited in Claim 1. The rejection cites Mogul as teaching a content server that stores data files in a full content and an adapted content form. The Applicants respectfully submit that the example discussed in Mogul is incomplete and taken out of context. For example, the Applicants understand the example discussed by Mogul as a prior art implementation which has disadvantages that Mogul seeks to overcome. More specifically, the Applicants understand Mogul as teaching that a low-resolution version of an image and a high-resolution version of an image are loaded sequentially (column 2, lines 6-8) and that the high-resolution version of the image is automatically loaded to replace the low-resolution version of the image. However, Mogul states that this method has the disadvantage of increasing the time it takes for a user to download an image because the low-resolution image is loaded which is then overwritten by the high-resolution version (column 2, lines 25-30). The Applicants

respectfully submit that this does not teach or suggest accessing the corresponding content file in the adapted content format instead of in the full content format when the content server is in an overload condition such that the content server is maintained at safe load conditions as recited in Claim 1 of the present invention. Instead, the Applicants respectfully submit that sequential loading of a low-resolution version of an image and a high-resolution version of the image teaches away from the claim limitations recited in Claim 1 of the present invention. Furthermore, Mogul admits that the time it takes to load the high-resolution version of the image is increased. Accordingly, the Applicants submit that it would be counter-intuitive to incorporate a system which increased the loading time of a file into data service system.

The Applicants further submit that the system of Mogul does not teach or suggest accessing a corresponding content file in an adapted content format instead of in a full content format when the content server is in an overload condition such that the content server is maintained at safe load conditions as recited in Claim 1 of the present invention. Instead, the Applicants understand the teach of Mogul to suggest that only the full content format of a file is stored and that the content of the full content format file is dynamically adjusted according to current conditions. In other words, Mogul teaches automatically varying the layout of a source Web page in response to recent information about network conditions (column 9, lines 57-59). For example, Mogul teaches converting some or all images on a page to a lower resolution form, filtering images to reduce high spatial frequencies, eliminating some images, and/or replacing images with links to specific images (column 7, lines 35-42). Mogul further teaches modifying the layout of a page so that more important images appear first, or partitioning the page into a series of interconnected subpages so that a user facing a slow network would only have to look at small views of the entire page (column 7, lines 58-65). Mogul also teaches reducing the number of applets that are sent to a client computer, reducing the complexity, or optimizing the length or such applets, or reducing the amount of data to be presented by the applets (column 8, lines 22-32).

The Applicants again submit that this teaches away from the claim limitation of accessing the corresponding content file in the adapted content format instead of in the full content format when the

content server is in an overload condition such that the content server is maintained at safe load conditions as recited in Claim 1 of the present invention. Furthermore, Mogul does not teach or suggest storing an adapted content file of the full content file as recited in Claim 1 of the present invention. The Applicants further submit that motivation for combining the method of Mogul with the prior art cited by Mogul is counter-intuitive and would not be operable in the manner recited in Claim 1 of the present invention.

The Applicants further submit that Abbott does not teach or suggest accessing a corresponding content file in an adapted content format instead of in a full content format when the content server is in an overload condition such that the content server is maintained at safe load conditions as recited in Claim 1 of the present invention. Accordingly, the Applicants respectfully submit that Mogul alone, or in combination with Abbott, does not teach or suggest the claim limitations recited in Claim 1 of the present invention. Thus, the Applicants respectfully submit that the rejection of Claim 1 under 35 U.S.C. § 103(a) is not supported by the cited references.

Claim 2-8 depend from Claim 1 and recite additional limitations descriptive of embodiments of the present invention. Accordingly, the Applicants respectfully submit that the rejections of Claims 2-8 under 35 U.S.C. § 103(a) are not supported by the cited references.

With reference to Claim 9, the Applicants respectfully submit that neither Mogul alone, or in combination with Abbott, teaches or suggests modifying an access request address to access a corresponding content file in an adapted content format which is less resource-intensive to serve than the same file in a full content format such that the content server is maintained at the safe load conditions as recited in Claim 9 of the present invention. As discussed above with reference to Claim 1, the Applicants submit that Mogul teaches a dynamic re-formatting of the full content format file rather than presenting an adapted content format file as recited in Claim 9 of the present invention. Similarly, Abbott fails to teach or recite storing or presenting an adapted format file which is less resource-intensive than the same file in

a full content format as recited in Claim 9 of the present invention. Thus, the Applicants respectfully submit that the rejection of Claim 9 under 35 U.S.C. § 103(a) is not supported by the cited references.

Claim 10-12 and 15 depend from Claim 9 and recite additional limitations descriptive of embodiments of the present invention. Accordingly, the Applicants respectfully submit that the rejections of Claims 10-12 and 15 under 35 U.S.C. § 103(a) are not supported by the cited references.

CONCLUSION

In light of the above remarks, the Applicants respectfully request reconsideration of the rejected Claims.

Based on the arguments presented above, the Applicants respectfully assert that Claims 1-12 and 15 overcome the rejections of record and, therefore, the Applicants respectfully solicit allowance of these Claims.

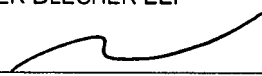
The Applicants have reviewed the references cited but not relied upon. The Applicants did not find these references to show or suggest the present Claimed invention: U.S. Patent No. 6,041,041.

The Examiner is invited to contact Applicants' undersigned representative if the Examiner believes such action would expedite resolution of the present Application.

Respectfully submitted,

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